IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

CLERK'S OFFICE U.S. DISTRICT COURT AT ROANOKE VA FILED
OCT 2 6 2009
BY: JOHN CORCORAN, CLERK
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JAMES DALLAS GOODSON,)
Petitioner,) Civil Action No. 7:09-cv-00433
v.)) <u>FINAL ORDER</u>
COMMONWEALTH OF VIRGINIA,) By: Samuel G. Wilson
Respondent.) United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby **ORDERED** and **ADJUDGED** that Goodson's 28 U.S.C. § 2254 petition shall be and hereby is **DISMISSED** without prejudice, and this action shall be **STRICKEN** from the active docket of the court.

The Clerk is directed to send a certified copy of this Order and accompanying Memorandum Opinion to the petitioner.

ENTER: This 26 Mday of October, 2009.

United States District Judge